

127 Rec'd PCT/PTO 26 APR 2006

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| FORM PTO-1390   |  | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  | ATTORNEY'S DOCKET NUMBER   |
| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A FILING UNDER 35 U.S.C. 371</b> |  |  | 050203-0150  |
|   |  |  | U.S. APPLIC. NO. (if known, see 37 CFR 1.5)<br>Not Yet Assigned <b>19/577222</b> |
| INTERNATIONAL APPLICATION NO<br><b>PCT/JP2004/013607</b>  | INTERNATIONAL FILING DATE<br><b>September 17, 2004</b> | PRIORITY DATE CLAIMED<br><b>October 28, 2003</b>   |  |
| TITLE OF INVENTION<br><b>EXHAUST GAS PURIFYING APPARATUS AND EXHAUST GAS PURIFYING METHOD OF AN ENGINE</b>                          |  |  |  |
| APPLICANTS FOR DO/EO/US<br><b>Mitsuhiro NISHINA, Toshikazu KATOU, Hiroyuki KURITA</b>   |  |  |  |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:     |  |  |  |
| 1.  | <input checked="" type="checkbox"/>                    | This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.  |  |
| 2.  | <input type="checkbox"/>                               | This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.  |  |
| 3.  | <input checked="" type="checkbox"/>                    | This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.  |  |
| 4.  | <input type="checkbox"/>                               | The US has been elected (Article 31).  |  |
| 5.  | <input checked="" type="checkbox"/>                    | A copy of the International Application as filed (35 U.S.C. 371(c)(2))<br>a. <input checked="" type="checkbox"/> is attached herewith (required only if not transmitted by the International Bureau).<br>b. <input type="checkbox"/> has been communicated by the International Bureau.<br>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)   |  |
| 6.  | <input checked="" type="checkbox"/>                    | An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).   |  |
| 7.  | <input type="checkbox"/>                               | Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))<br>a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).<br>b. <input type="checkbox"/> have been communicated by the International Bureau.<br>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendment has NOT expired.<br>d. <input type="checkbox"/> have not been made and will not be made. |  |
| 8.  | <input type="checkbox"/>                               | An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).   |  |
| 9.  | <input type="checkbox"/>                               | An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).   |  |
| 10.   | <input type="checkbox"/>                               | An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).  |  |
| Items 11. to 16. below concern other document(s) or information included:   |  |  |  |
| 11.   | <input checked="" type="checkbox"/>                    | An Information Disclosure Statement under 37 CFR 1.97 and 1.98.  |  |
| 12.   | <input type="checkbox"/>                               | An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.  |  |
| 13.   | <input type="checkbox"/>                               | A preliminary amendment.   |  |
| 14.   | <input checked="" type="checkbox"/>                    | An Application Data Sheet under 37 CFR 1.76.   |  |
| 15.   | <input type="checkbox"/>                               | A substitute specification.  |  |
| 16.   | <input type="checkbox"/>                               | A power of attorney and/or change of address letter.   |  |
| 17.   | <input type="checkbox"/>                               | A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.   |  |
| 18.   | <input type="checkbox"/>                               | A second copy of the published International Application under 35 U.S.C. 154(d)(4).  |  |
| 19.   | <input type="checkbox"/>                               | A second copy of the English translation of the International Application under 35 U.S.C. 154(d)(4).   |  |
| 20.   | <input checked="" type="checkbox"/>                    | Other items or information.<br>International Search Report; and International Published Application No. WO 2005/040570   |  |

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| U.S. APPLIC. NO. (if known, see 37 CFR 1.50)<br>Not Yet Assigned <b>10/577222</b>   |              | INTERNATIONAL APPLICATION NO.<br>PCT/JP2004/013607                            |                     | ATTORNEY'S DOCKET NUMBER<br>050203-0150 |                     |
|   |              |   |                     | <b>CALCULATIONS</b>                     | <b>PTO USE ONLY</b> |
| 21. <input checked="" type="checkbox"/> The following fees are submitted:   |              |   |                     |   |                     |
| <input checked="" type="checkbox"/> Basic National Stage Fee \$300  |              |   |                     | \$300.00                                |                     |
| 22. <input checked="" type="checkbox"/> Examination Fee<br>If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0<br>All other situations \$200   |              |   |                     | \$200.00                                |                     |
| 23. <input checked="" type="checkbox"/> Search Fee (37CFR 1.492(b))<br>If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100<br>International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400<br>All other situations \$500 |              |   |                     | \$400.00                                |                     |
| <b>TOTAL OF 21, 22 and 23 =</b>   |              |   |                     | \$900.00                                |                     |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium).<br>The fee is \$250 for each additional 50 sheets of paper or fraction thereof.   |              |   |                     | \$                                      |                     |
| Total Sheets  | Extra Sheets | Number of each additional 50 or fraction Thereof (round up to a whole number) | RATE                |   |                     |
| 49-100  | 0/50=        | 0   | X\$250              | \$0.00                                  |                     |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).  |              |   |                     | \$                                      |                     |
| CLAIMS  |              | NUMBER FILED  | NUMBER EXTRA        | RATE                                    |                     |
| Total Claims  |              | 17-20 =   | 0                   | x \$50.00                               | \$0.00              |
| Independent Claims  |              | 3-3 =   | 0                   | x \$200.00                              | \$0.00              |
| Multiple dependent claim(s) (if applicable)   |              |   | + \$360.00          | \$0.00                                  |                     |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |   |                     | \$900.00                                |                     |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.  |              |   |                     | \$                                      |                     |
| <b>SUBTOTAL =</b>   |              |   |                     | \$900.00                                |                     |
| Processing fee of \$130.00 for furnishing the English translation later than the 30 months from the earliest claimed priority date (37 CFR 1.492(f)).   |              |   |                     | +                                       | \$                  |
| <b>TOTAL NATIONAL FEE =</b>   |              |   |                     | \$900.00                                |                     |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property  |              |   |                     | +                                       | \$                  |
| <b>TOTAL FEES ENCLOSED =</b>  |              |   |                     | \$900.00                                |                     |
|   |              |   |                     | Amount to be refunded                   | \$                  |
|   |              |   |                     | Amount to be charged                    | \$                  |
| a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.  |              |   |                     |   |                     |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>502203</u> in the amount of <u>\$900.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.   |              |   |                     |   |                     |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>502203</u> . A duplicate copy of this sheet is enclosed.  |              |   |                     |   |                     |
| <b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>  |              |   |                     |   |                     |
| SEND ALL CORRESPONDENCE TO:   |              |   |                     |   |                     |
| Customer Number 31824   |              |   | SIGNATURE           |   |                     |
| Telephone: 949.851.0633   |              |   | Andrew D. Mickelsen |   |                     |
| Facsimile: 949.851.9348   |              |   | NAME                |   |                     |
|   |              |   | 50,957              |   |                     |
|   |              |   | REGISTRATION NUMBER |   |                     |

BASED ON FORM PTO-1390 (Rev. 2-2005)

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